

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION**

In re:	§	Case No. 11-09612-FJO-7
	§	
MARCUS EDWARD GILBERT	§	
	§	
	§	
Debtor(s)	§	

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**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION REPORT  
CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED  
AND APPLICATION TO BE DISCHARGED (TDR)**

Elliott D. Levin, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned:	\$116,632.00	Assets Exempt:	\$116,005.72
<i>(without deducting any secured claims)</i>			
Total Distributions to Claimants:	\$861.96	Claims Discharged Without Payment:	\$65,749.45
Total Expenses of Administration:	\$1,351.04		

3) Total gross receipts of \$2,213.00 (see **Exhibit 1**), minus funds paid to the debtor(s) and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$2,213.00 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Secured Claims (from <b>Exhibit 3</b> )	\$118,625.43	\$0.00	\$0.00	\$0.00
Priority Claims:				
Chapter 7 Admin Fees and Charges (from <b>Exhibit 4</b> )	NA	\$1,351.04	\$1,351.04	\$1,351.04
Prior Chapter Admin Fees and Charges (from <b>Exhibit 5</b> )	NA	\$0.00	\$0.00	\$0.00
Priority Unsecured Claims (From <b>Exhibit 6</b> )	NA	\$0.00	\$0.00	\$0.00
General Unsecured Claims (from <b>Exhibit 7</b> )	\$58,157.26	\$29,929.11	\$29,929.11	\$861.96
<b>Total Disbursements</b>	\$176,782.69	\$31,280.15	\$31,280.15	\$2,213.00

4). This case was originally filed under chapter 7 on 07/28/2011. The case was pending for 19 months.

5). All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6). An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 02/21/2013

By: /s/ Elliott D. Levin  
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO  
FINAL ACCOUNT**

**EXHIBIT 1 – GROSS RECEIPTS**

DESCRIPTION	UNIFORM TRAN.CODE	AMOUNT RECEIVED
BOAT AND MOTOR	1129-000	\$1,960.00
PULL BEHIND TRAILER - \$2500. 1/2 VALUE TO WIFE	1129-000	\$253.00
<b>TOTAL GROSS RECEIPTS</b>		<b>\$2,213.00</b>

The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

**EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES**

**EXHIBIT 3 – SECURED CLAIMS**

CLAIM NUMBER	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
	Fifth Third Bank	4110-000	\$12,021.00	NA	\$0.00	\$0.00
	Fifth Third Mortgage Company	4110-000	\$95,200.00	NA	\$0.00	\$0.00
	Teachers Credit Union	4110-000	\$9,411.00	NA	\$0.00	\$0.00
	Value City Furniture	4110-000	\$1,993.43	NA	\$0.00	\$0.00
<b>TOTAL SECURED CLAIMS</b>			<b>\$118,625.43</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

**EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN.CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Elliott D. Levin, Trustee	2100-000	NA	\$553.25	\$553.25	\$553.25
Elliott D. Levin, Trustee	2200-000	NA	\$12.75	\$12.75	\$12.75
Bank of Texas	2600-000	NA	\$18.92	\$18.92	\$18.92
Fees, Special Counsel for Trustee	3210-600	NA	\$737.00	\$737.00	\$737.00
Expenses, Special Counsel for Trustee	3220-610	NA	\$29.12	\$29.12	\$29.12
<b>TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES</b>		<b>NA</b>	<b>\$1,351.04</b>	<b>\$1,351.04</b>	<b>\$1,351.04</b>

**EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES**

**EXHIBIT 6 – PRIORITY UNSECURED CLAIMS****EXHIBIT 7 – GENERAL UNSECURED CLAIMS**

<b>CLAIM NUMBER</b>	<b>CLAIMANT</b>	<b>UNIFORM TRAN. CODE</b>	<b>CLAIMS SCHEDULED</b>	<b>CLAIMS ASSERTED</b>	<b>CLAIMS ALLOWED</b>	<b>CLAIMS PAID</b>
1	FIFTH THIRD BANK	7100-000	\$4,395.00	\$4,632.87	\$4,632.87	\$154.28
2	FIFTH THIRD BANK	7100-000	\$6,108.00	\$6,158.95	\$6,158.95	\$205.09
3	Capital One Bank (USA), N.A. by American InfoSource	7100-000	\$5,985.00	\$6,794.73	\$6,794.73	\$226.26
4	Chase Bank USA, N.A.	7100-000	\$3,491.00	\$4,094.60	\$4,094.60	\$136.35
5	Quantum3 Group LLC as agent for	7100-000	NA	\$1,985.43	\$1,985.43	\$66.11
6	GE Capital Retail Bank	7100-000	\$1,495.96	\$2,218.23	\$2,218.23	\$73.87
7	Capital One, N.A.	7200-000	NA	\$4,044.30	\$4,044.30	\$0.00
	Menards	7100-000	\$3,821.00	NA	NA	\$0.00
	Santander Consumer USA	7100-000	\$32,861.30	NA	NA	\$0.00
<b>TOTAL GENERAL UNSECURED CLAIMS</b>			\$58,157.26	\$29,929.11	\$29,929.11	\$861.96

## INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

Page No: 1

Exhibit 8

## ASSET CASES

Case No.: 11-09612-FJO-7  
Case Name: GILBERT, MARCUS EDWARD  
For the Period Ending: 2/21/2013

Trustee Name: Elliott D. Levin  
Date Filed (f) or Converted (c): 07/28/2011 (f)  
§341(a) Meeting Date: 09/02/2011  
Claims Bar Date: 02/23/2012

1		2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)		Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA =§ 554(a) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #						
1	2512 WEST STATE ROAD 144, FRANKLIN, INDIANA. DATE OF PURCHASE AUGUST 2007. PURCHASE PRICE \$100,000. RANCH STYLE, 3 BEDROOMS, 2 BATHROOMS, STONE EXTERIOR. JOHNSON COUNTY ASSESSMENT 2011	\$122,200.00	\$0.00		\$0.00	FA
2	661 OLD PLANK ROAD, FRANKLIN, INDIANA. DATE OF PURCHASE SEPTEMBER 1977. PURCHASE PRICE \$26,000. RANCH STYLE, 3 BEDROOMS, 2 BATHROOMS, ALUMINUM EXTERIOR. JOHNSON COUNTY ASSESSMENT 2011	\$79,100.00	\$0.00		\$0.00	FA
3	FIFTH THIRD BANK CHECKING ACCOUNT ENDING 2107	\$255.72	\$0.00	OA	\$0.00	FA
4	COUCH \$100; COFFEE TABLE \$50; 2 END TABLES \$40; BED \$50; COMPUTER TABLE \$25; CHINA CABINET \$50; TABLE AND CHAIRS \$40; STOVE \$100; REFRIGERATOR \$100; DISHES AND SILVERWARE \$50; LOVE SEAT \$125; 52" TELEVISION \$100; 26" TELEVISION \$50; WASHER \$50; DRYER \$50; BED \$75; LINENS AND TOWELS \$50; CHEST WITH SIX DRAWERS \$25; CHEST AND DRESSER \$100; OUTDOOR FURNITURE \$100; TOOL CHEST AND TOOLS \$200; ENTERTAINMENT CENTER \$50; CEDAR CHEST \$25; BREAKFAST TABLE AND CHAIRS \$40; 2 STRAIGHT BACK CHAIRS 100; OUTDOOR GRILL \$100; CHAIN SAW \$25; CHRISTMAS DECORATIONS \$50.TOTAL \$1,920.00. 1/2 VALUE TO WIFE.	\$960.00	\$0.00	OA	\$0.00	FA

## INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

Page No: 2

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1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA =§ 554(a) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
5 LOVESEAT AND 2 RECLINERS	\$300.00	\$0.00	OA	\$0.00	FA
6 WEARING APPAREL	\$100.00	\$0.00	OA	\$0.00	FA
7 3 SHOT GUNS; 2 RIFLES, 2 HAND GUNS; 1 MUSSEL LOADER. VALUE \$700. 1/2 VALUE TO WIFE.	\$350.00	\$0.00	OA	\$0.00	FA
8 2004 DODGE RAM 2500 - KELLY BLUE BOOK VALUE MAY 2011	\$18,725.00	\$0.00	OA	\$0.00	FA
9 2008 CHEVROLET IMPALA - KELLY BLUE BOOK MAY 2011	\$9,650.00	\$0.00	OA	\$0.00	FA
10 BOAT AND MOTOR	\$1,960.00	\$1,960.00		\$1,960.00	FA
11 PULL BEHIND TRAILER - \$2500. 1/2 VALUE TO WIFE	\$1,250.00	\$253.00		\$253.00	FA
12 1 DOG	\$0.00	\$0.00	OA	\$0.00	FA

TOTALS (Excluding unknown value)

\$234,850.72

\$2,213.00

Gross Value of Remaining Assets

\$2,213.00

\$0.00

Initial Projected Date Of Final Report (TFR): 10/31/2012

Current Projected Date Of Final Report (TFR):

/s/ ELLIOTT D. LEVIN

ELLIOTT D. LEVIN

## FORM 2

## CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 11-09612-FJO-7  
Case Name: GILBERT, MARCUS EDWARD  
Primary Taxpayer ID #: \*\*\*\*\*3986  
Co-Debtor Taxpayer ID #:  
For Period Beginning: 7/28/2011  
For Period Ending: 2/21/2013

Trustee Name: Elliott D. Levin  
Bank Name: Bank of Texas  
Checking Acct #: \*\*\*\*\*0316  
Account Title: Gilbert Checking  
Blanket bond (per case limit): \$0.00  
Separate bond (if applicable):

For Period Ending:				Separate Data (if applicable):			
1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
12/05/2011	(10)	Marcus Gilbert	Settlement payment	1129-000	\$150.00		\$150.00
01/20/2012	(10)	Marcus E. Gilbert	Settlement payment	1129-000	\$150.00		\$300.00
02/22/2012	(10)	Marcus E. Gilbert	Settlement payment	1129-000	\$150.00		\$450.00
03/07/2012		Marcus Gilbert	Final settlement payment	*	\$1,763.00		\$2,213.00
	{10}		Settlement \$1,510.00	1129-000			\$2,213.00
	{11}		Settlement \$253.00	1129-000			\$2,213.00
04/16/2012		Bank of Texas	Account Analysis Fee	2600-000		\$2.92	\$2,210.08
05/14/2012		Bank of Texas	Account Analysis Fee	2600-000		\$3.44	\$2,206.64
05/29/2012	1001	Rubin & Levin, P.C.	05/29/2012 court-ordered special counsel to Trustee fees and expenses	*		\$766.12	\$1,440.52
			Fees \$(737.00)	3210-600			\$1,440.52
			Expenses \$(29.12)	3220-610			\$1,440.52
06/14/2012		Bank of Texas	Account Analysis Fee	2600-000		\$3.47	\$1,437.05
07/16/2012		Bank of Texas	Account Analysis Fee	2600-000		\$2.24	\$1,434.81
08/14/2012		Bank of Texas	Account Analysis Fee	2600-000		\$2.31	\$1,432.50
09/17/2012		Bank of Texas	Account Analysis Fee	2600-000		\$2.31	\$1,430.19
10/15/2012		Bank of Texas	Account Analysis Fee	2600-000		\$2.23	\$1,427.96
01/15/2013	1002	Elliott D. Levin	Trustee Compensation	2100-000		\$553.25	\$874.71
01/15/2013	1003	Elliott D. Levin	Trustee Expenses	2200-000		\$12.75	\$861.96
01/15/2013	1004	FIFTH THIRD BANK	Account Number: 7306; Claim #: 1; Notes: ; Amount Claimed: 4,632.87; Amount Allowed: 4,632.87; Distribution Dividend: 3.33; Dividend: 10.80;	7100-000		\$154.28	\$707.68
01/15/2013	1005	FIFTH THIRD BANK	Account Number: 2476; Claim #: 2; Notes: ; Amount Claimed: 6,158.95; Amount Allowed: 6,158.95; Distribution Dividend: 3.33; Dividend: 14.36;	7100-000		\$205.09	\$502.59
01/15/2013	1006	Capital One Bank (USA), N.A. by American InfoSource	Account Number: 6369; Claim #: 3; Notes: ; Amount Claimed: 6,794.73; Amount Allowed: 6,794.73; Distribution Dividend: 3.33; Dividend: 15.84;	7100-000		\$226.26	\$276.33

SUBTOTALS

\$2,213.00

\$1,936.67

## FORM 2

## CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 11-09612-FJO-7  
Case Name: GILBERT, MARCUS EDWARD  
Primary Taxpayer ID #: \*\*\*\*\*3986  
Co-Debtor Taxpayer ID #:  
For Period Beginning: 7/28/2011  
For Period Ending: 2/21/2013

Trustee Name: Elliott D. Levin  
Bank Name: Bank of Texas  
Checking Acct #: \*\*\*\*\*0316  
Account Title: Gilbert Checking  
Blanket bond (per case limit): \$0.00  
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
01/15/2013	1007	Chase Bank USA, N.A.	Account Number: 3952; Claim #: 4; Notes: ; Amount Claimed: 4,094.60; Amount Allowed: 4,094.60; Distribution Dividend: 3.33; Dividend: 9.54;	7100-000		\$136.35	\$139.98
01/15/2013	1008	Quantum3 Group LLC as agent for	Account Number: 0963; Claim #: 5; Notes: (5-1) Unsecured Debt; Amount Claimed: 1,985.43; Amount Allowed: 1,985.43; Distribution Dividend: 3.33; Dividend: 4.62;	7100-000		\$66.11	\$73.87
01/15/2013	1009	GE Capital Retail Bank	Account Number: 0046; Claim #: 6; Notes: ; Amount Claimed: 2,218.23; Amount Allowed: 2,218.23; Distribution Dividend: 3.33; Dividend: 5.17;	7100-000		\$73.87	\$0.00

<b>TOTALS:</b>	\$2,213.00	\$2,213.00	\$0.00
<b>Less: Bank transfers/CDs</b>	\$0.00	\$0.00	
<b>Subtotal</b>	\$2,213.00	\$2,213.00	
<b>Less: Payments to debtors</b>	\$0.00	\$0.00	
<b>Net</b>	\$2,213.00	\$2,213.00	

**For the period of 7/28/2011 to 2/21/2013**

Total Compensable Receipts:	\$2,213.00
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$2,213.00
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$2,213.00
Total Non-Compensable Disbursements:	\$0.00
Total Comp/Non Comp Disbursements:	\$2,213.00
Total Internal/Transfer Disbursements:	\$0.00

**For the entire history of the account between 12/05/2011 to 2/21/2013**

Total Compensable Receipts:	\$2,213.00
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$2,213.00
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$2,213.00
Total Non-Compensable Disbursements:	\$0.00
Total Comp/Non Comp Disbursements:	\$2,213.00
Total Internal/Transfer Disbursements:	\$0.00



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Case No. 11-09612-FJO-7  
Case Name: GILBERT, MARCUS EDWARD  
Primary Taxpayer ID #: \*\*\*\*\*3986  
Co-Debtor Taxpayer ID #:  
For Period Beginning: 7/28/2011  
For Period Ending: 2/21/2013

Trustee Name: Elliott D. Levin  
Bank Name: Bank of Texas  
Checking Acct #: \*\*\*\*\*0316  
Account Title: Gilbert Checking  
Blanket bond (per case limit): \$0.00  
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTAL - ALL ACCOUNTS

NET DEPOSITS

NET  
DISBURSEACCOUNT  
BALANCES

\$2,213.00

\$2,213.00

\$0.00

For the period of 7/28/2011 to 2/21/2013

Total Compensable Receipts: \$2,213.00  
Total Non-Compensable Receipts: \$0.00  
Total Comp/Non Comp Receipts: \$2,213.00  
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$2,213.00  
Total Non-Compensable Disbursements: \$0.00  
Total Comp/Non Comp Disbursements: \$2,213.00  
Total Internal/Transfer Disbursements: \$0.00

For the entire history of the case between 07/28/2011 to 2/21/2013

Total Compensable Receipts: \$2,213.00  
Total Non-Compensable Receipts: \$0.00  
Total Comp/Non Comp Receipts: \$2,213.00  
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$2,213.00  
Total Non-Compensable Disbursements: \$0.00  
Total Comp/Non Comp Disbursements: \$2,213.00  
Total Internal/Transfer Disbursements: \$0.00